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# ***Public Utilities Commission of the State of California***

***Public Agenda 3078  
Wednesday, January 2, 2002, 1:00 p.m.  
San Francisco, California***

**Commissioners**  
**Loretta M. Lynch, President**  
**Henry M. Duque**  
**Richard A. Bilas**  
**Carl W. Wood**  
**Geoffrey F. Brown**

*For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed.*

*Website: <http://www.cpuc.ca.gov>*

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## **Scheduled Commission Meetings 505 Van Ness Avenue, San Francisco**

<i>Ratesetting Deliberative Meeting*</i> <i>Room 5305</i> <i>(1:30 p.m.)</i> <b><i>Closed to the Public</i></b>	<i>Commission Meeting</i> <i>Auditorium</i> <i>(10 a.m.)</i> <b><i>Open to the Public</i></b>
	Wednesday, January 2 @ 1:00 p.m.
Friday, January 4	Wednesday, January 9 @ 12 noon
Friday, January 18	Wednesday, January 23
Monday, February 4	Thursday, February 7
Friday, February 15	Thursday, February 21

*\*Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held. A "✓" next to the date indicates that the meeting will be held. A "✓" next to the item number on the Agenda indicates that the matter will be considered during the Ratesetting Deliberative Meeting.*

*A "◆" next to the item number on the Agenda indicates that the matter may be considered during Closed Session pursuant to Public Utilities Code Section 1701.2(c); thereafter the Commissioners will reconvene in Public Session to vote on the item.*

### ***Matters of Public Interest***

***For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.***

For further information contact the Public Advisor  
(415) 703-2074 E-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)



This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, please call the Public Advisor at (415) 703-2074 or TTY# (415) 703-5282 or toll free # 1-866-836-7825 three business days in advance of the meeting.

## CLOSED SESSION

*This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126(e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).*

### NON-FEDERAL ITEMS

#### ORDERS HELD OVER

**HEX-1**      **Conference with Legal Counsel – Application for Rehearing A00-11-038, A00-11-056, A00-10-028.** Disposition of Applications for Rehearing of D01-03-082, filed by Pacific Gas and Electric Company (PG&E); The Utility Reform Network (TURN); Leprino Foods Company (Leprino); and Southern California Edison Company (Edison). In D01-03-82, the Commission granted Edison and PG&E authority to increase rates by adding to their current rates a three-cent per kilowatt-hour (kWh) surcharge in response to the current emergency in the electric industry. The Commission also modified accounting rules that apply to the utilities, in response to a proposal made by TURN.  
(Gov. Code § 11126(e)(2)(B)(i).)  
(Agenda 3066, Item EX-7, 6/28/01; Agenda 3073, Item HEX-5, 10/10/01; Req – Commission)

**ORDERS**

- EX-1            Conference with Legal Counsel – Applications for Rehearing**  
Compilation of applications for rehearing recently filed with the  
Commission.  
(Gov. Code §. 11126(e)(2)(B)(i).)
- EX-2            Conference with Legal Counsel – Threatened Litigation**  
Significant exposure to litigation.  
(Gov. Code § 11126(e)(2)(B).)
- EX-3            Conference with Legal Counsel – Initiation of Litigation**  
Consideration of possible Commission initiation of, or intervention in,  
litigation.  
(Gov. Code § 11126(e)(2)(C)(i).)
- EX-4            Personnel Matters**  
Consideration of appointment, employment, evaluation of performance, or  
dismissal of a public employee or to hear complaints or charges brought  
against that employee by another person or employee.  
(Gov. Code § 11126(a).)

## **FEDERAL ITEMS**

- FEX-1      Conference with Legal Counsel – Initiation of Litigation**  
Consideration of possible Commission initiation of, or intervention in,  
federal agency or court proceedings.  
(Gov. Code § 11126(e)(2)(C)(i).)
- FEX-2      Conference with Legal Counsel – Existing Litigation**  
Pacific Gas and Electric Company, Debtor, United States Bankruptcy Court,  
Northern District of California, San Francisco Division, Case No. 01 30923  
DM.  
(Gov. Code § 11126(e)(2)(A).)

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AND  
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*Those intervenors who have financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.*

